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13281 U.S.PTO  
011304

031356 U.S.PTO  
10/755466

011304

Date: January 13, 2004

Docket No.: 0020-5213P

**MS PATENT APPLICATION**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This is a Request for filing a  continuation  divisional  
 continuation-in-part application under 37 C.F.R. § 1.53(b) of  
pending prior Application No. 09/786,681 filed on April 30, 2001,  
the entire contents of which are hereby incorporated by  
reference,  
by

SUGASAWA, Toshinari

HIDAKA, Jun

for

RECOMBINANT HUMAN SM-11044-BINDING RECEPTOR PROTEINS EXHIBITING  
LIGAND-BINDING ACTIVITIES, AND THEIR USES

1.  Enclosed is an application consisting of specification,  
claims, declaration and drawings/photographs (if  
applicable).

011304  
13281 U.S.PTO

Docket No. 0020-5213P

2.  The filing fee has been calculated as follows:

		LARGE ENTITY		SMALL ENTITY		
BASIC FEE		\$770.00		\$385.00		
	NUMBER FILED	NUMBER EXTRA	RATE	FEE	RATE	FEE
TOTAL CLAIMS	1-20 =	0	x 18 =	\$0.00	x 9 =	\$0.00
INDEPENDENT CLAIMS	1-3 =	0	x 86 =	\$0.00	x 43 =	\$0.00
<input type="checkbox"/> MULTIPLE DEPENDENT CLAIMS PRESENTED			+ \$290.00		+ \$145.00	
		TOTAL	\$770.00		\$0.00	

3.  A check in the amount of \$770.00 to cover the filing fee and recording fee (if applicable) is enclosed.

4.  Please charge Deposit Account No. 02-2448 in the amount of \$0.00. A triplicate copy of this request is enclosed.

5.  Enclosed is/are one (1) sheet(s) of formal drawings and/or photographs.

6a.  A statement claiming small entity status was filed in prior Application No. 09/786,681 on \_\_\_\_\_. See the attached copy of the statement claiming small entity status.

6b.  The current application qualifies for small entity status.

7.  The prior application is assigned to Sumitomo Pharmaceuticals Company Limited.

8.  A Preliminary Amendment is enclosed.

9a.  Priority of Application No(s). \_\_\_\_\_ filed in \_\_\_\_\_ on \_\_\_\_\_ is/are claimed under 35 U.S.C. § 119. See attached copy of the Letter claiming priority filed in the prior application on \_\_\_\_\_.

9b.  Priority of International Appln. PCT/JP99/04808 filed on September 6, 1999 under the Patent Cooperation Treaty and Japanese Application No. 253771/1998 filed

in Japan on September 8, 1998 under 35 U.S.C. § 120 and/or § 119 are hereby reclaimed.

10.  An Information Disclosure Statement and PTO-1449 form(s) are attached hereto for the Examiner's consideration.

11.  Address all future communications to:

BIRCH, STEWART, KOLASCH & BIRCH, LLP  
P.O. Box 747  
Falls Church, VA 22040-0747  
(703) 205-8000

or

Customer No. 02292

12.  An extension of time for \_\_\_\_\_ month(s) until \_\_\_\_\_ has been submitted in parent Application No. 09/786,681 in order to establish co-pendency with the present application.

13.  Also enclosed herewith is the following:

Sequence Listing

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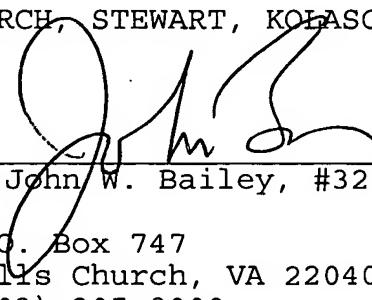
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If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By

  
John W. Bailey, #32,881

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JWB/KLR:trb  
0020-5213P

Attachment(s)

(Rev. 10/30/03)